# LAWLER, METZGER & MILKMAN, LLC

2001 K STREET, NW SUITE 802 WASHINGTON, D.C. 20006

A. RENÉE CALLAHAN PHONE (202) 777-7723 PHONE (202) 777-7700 FACSIMILE (202) 777-7763

October 26, 2004

## By Electronic Filing

Marlene H. Dortch, Secretary Federal Communications Commission 445 Twelfth Street, S.W. Washington, D.C. 20554

Re:

In the Matter of Unbundled Access to Network Elements, WC Docket No. 04-313; Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, CC Docket No. 01-338 Access to Confidential Material

## Dear Ms. Dortch:

Pursuant to the Protective Order<sup>1</sup> adopted in the above-referenced proceedings, MCI, Inc. ("MCI") submits the attached copies of the Acknowledgements of Confidentiality (Appendix B to the Order) signed by the following, collectively referred to as "the signatories":

- A. Richard Metzger, Jr., Ruth Milkman, A. Renée Callahan, Richard D. Mallen and Ruth E. Holder of Lawler, Metzger & Milkman, LLC, outside counsel to MCI;
- Mark Schneider and Marc A. Goldman of Jenner & Block, LLP, outside counsel to MCI;
- Curtis L. Groves, Senior Counsel, Regulatory Affairs; Alan Buzacott, Senior Manager, Regulatory Affairs; John Delmore, Senior Attorney, Regulatory Affairs; Gregory J. Darnell, Senior Manager, Regulatory Economics; Larry Fenster, Senior Economist, Regulatory Affairs; Karen M. Johnson, Associate Counsel, Regulatory Affairs; Kim Wild, Director, Policy and Planning; Carl D. Giesy, Director, Policy and Planning, of MCI; Karen Reidy, Attorney, Regulatory Affairs, and Richard S. Whitt, Vice President, Public Policy/Federal Advocacy Department, of MCI;

<sup>&</sup>lt;sup>1</sup> Unbundled Access to Network Elements, Protective Order, 19 FCC Rcd 16292 at Appendix A (2004), revised by id., WC Docket No. 04-313, CC Docket No. 01-338, Order, Appendices A & B (DA 04-3152) (rel. Sept. 29, 2004) ("Protective Order").

Marlene H. Dortch October 26, 2004 Page 2 of 3

- Michael D. Pelcovits and Chris Frentrup of MiCRA, outside consultants to MCI;
- Terry L. Murray, Elizabeth R.Y. Kientzle, and Scott Cratty of Murray & Cratty, outside consultants to MCI; and
- Patrick L. Phipps, Michael Starkey, Sidney L. Morrison, and James D. Webber of QSI Consulting, Inc., outside consultants to MCI.

MCI seeks access by these signatories to confidential versions of any documents filed by the Connecticut Department of Public Utility Control in the above-referenced proceedings. All of the signatories fall within the "Permissible Disclosure" categories described in paragraph 5 of the Protective Order.

As stated in the attached certificate of service, the Acting Executive Secretary for the Connecticut Department of Public Utility Control has been served, via overnight mail, with a copy of this letter and the signed Acknowledgements of Confidentiality.

In accordance with the Commission's rules, this letter is being provided to you for inclusion in the public record of the above-referenced proceeding.

Sincerely,

A. Renée Callahan

a. Denie Callation

Attachments – Acknowledgments of Confidentiality

cc: Attached Service List

### CERTIFICATE OF SERVICE

I, Ruth E. Holder, do hereby certify that on this 26<sup>th</sup> day of October, 2004, I caused to be served a true and correct copy of the foregoing letter and Acknowledgements of Confidentiality by overnight delivery to the following:

## **Connecticut DPUC**

Louise Rickard
Acting Executive Secretary
Connecticut Department of Public Utility
Control
Ten Franklin Square
New Britain, CT 06051

For:

Donald W. Downes, Chairman Jack R. Goldberg, Vice-Chairman John W. Betkoski, III, Commissioner Linda Kelly, Commissioner Anne C. George, Commissioner

## **FCC**

Russell Hanser\*
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Jeremy Miller\*
Assistant Division Chief
Competition Policy Division
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Janice Myles\*
Wireline Competition Bureau
Federal Communications Bureau
445 12th Street, S.W.
Washington, D.C. 20554

Gary Remondino\*
Wireline Competition Bureau
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Ruth E. Holder

\*via e-mail

## **Acknowledgment of Confidentiality**

### CC Docket No. 01-338 & WC Docket No. 04-313

I hereby acknowledge that I have received and read a copy of the Protective Order in the above-captioned proceeding, and I understand it. I agree that I am bound by the Protective Order and that I shall not disclose or use Stamped Confidential Documents or Confidential Information except as allowed by the Protective Order. I acknowledge that a violation of the Protective Order is a violation of an order of the Federal Communications Commission.

Without limiting the foregoing, to the extent that I have any employment, affiliation or role with any person or entity other than a conventional private law firm (such as, but not limited to, a lobbying or public interest organization), I acknowledge specifically that my access to any information obtained as a result of the order is due solely to my capacity as Counsel or consultant to a party or other person described in paragraph 5 of the foregoing Protective Order and that I will not use such information in any other capacity nor will I disclose such information except as specifically provided in the Protective Order.

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Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington, DC, this 24th day of September, 2004.

A. Richard Metzger, Jr.

Partner

Lawler, Metzger & Milkman, LLC 2001 K Street NW, Suite 802 Washington, DC 20006

## **Acknowledgment of Confidentiality**

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Executed at Washington, DC, this 24th day of September, 2004.

Ruth Milkman

Partner

Lawler, Metzger & Milkman, LLC 2001 K Street NW, Suite 802 Washington, DC 20006

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Executed at Washington, DC, this 24th day of September, 2004.

A. Renée Callahan

Attorney

Lawler, Metzger & Milkman, LLC 2001 K Street NW, Suite 802 Washington, DC 20006

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Executed at Washington, DC, this 24th day of September, 2004.

Richard D. Mallen

Attorney

Lawler, Metzger & Milkman, LLC 2001 K Street NW, Suite 802 Washington, DC 20006

Richard D. Mallen / ARC

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Executed at Washington, DC, this 24th day of September, 2004.

Ruth E. Holder

Legal Specialist

Lawler, Metzger & Milkman, LLC 2001 K Street NW, Suite 802

Washington, DC 20006

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Executed at Wash OC this Z day of Inhal, 2019

[Name]

[Name]

[Position]

[Consel Sinner + Black

[Address]

[Telephone]

Wash OC 20005

202-639-6007

## Acknowledgment of Confidentiality

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Executed at 11:00 AM this 24 day of September, 2004

[Name] Marc A. Goldman

[Position] Partner
Jenner & Block LLP

nun alyun

[Address] 601 13th Street, NW [Telephone] Suite 1200 South

[Telephone] Suite 1200 South Washington, D.C. 20005

(202) 639-6000

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Executed at WARHINGTON Dethis 2 day of Sert 1004.

[Position] \$2. Coursel, mg

[Address] WARNING SE 2003

[Telephone] 702 736 6160

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this 24hday of SETTEMBER . 2004 Executed at WASHINGTON, DC

[Name]

[Position] SK. HGE., REGULATORY AFFAIRS

[Address] 1133 19h St. NW, WASHINGTON DC 20036

[Telephone] 202 887 - 3204

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Executed at 1133 19th Jd, NW this 24 day of Jesten 62, 2019
Washington, Dc 20036

[Name] John Delmore

[Address] 1/33 1923 54, www, Washing for, DC 20036 [Telephone] 202-887-2993

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## Federal Communications Commission

DA 04-2603

#### APPENDIX B

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## CC Docket No. 01-338 & WC Docket No. 04-313

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this 3 day of splin

[Name]

[Position]

[Address]

[Telephone]

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1133 1915t, NW Washington, DC 20015 212 736-6513 [Address] [Telephone]

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Executed at Washington, D.C. this 24 day of September 2004

[Address]

Karen Johnson [Telephone] Associate Cansel

MCI, Inc. 1133 19Th St., N.W., 7th Ar. Washington, D.C. 20036 202-736-6453

DA 04-2603

#### APPENDIX B

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Executed at Ashburn UA this Zyday of Sept., 2004

[Name] Can Wild [Position]

[Address] 7/33 19th 5TR [Telephone] Washington DC 20036

202 736 6317

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Executed at Ashburn, VA this 24 day of Sapt , 2000

[Name] Carec D. Giesv

[Position] Di Cector

[Address] BUCKLES 22001 LOUDOUP CTY PRICLEM
[Telephone] ASK BURN, VA 2014-)

703 886-5157

#### CC Docket No. 01-338 & WC Docket No. 04-313

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Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Protective Order.

Executed at Washington DC. this 24th of September, 2004

Muhar D Pelers [Name] Michael Pelcovits

[Position] Principal

[Address] Micrat
[Telephone] 1155 Connection Avenue, NW

Washington, D.C. 20036

## Federal Communications Commission

MICRA

DA 04-2603

#### APPENDIX B

## Acknowledgment of Confidentiality

#### CC Docket No. 01-338 & WC Docket No. 04-313

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Executed at

[Name]

Washington, DC this 24 day of September 2004.

[Position]

ECONOMIST

[Address]

NICRA

[Telephone]

1155 CONNECTICUT AVE NW

WASHINGTON DC 20036

202 467-2516

## Acknowledgment of Confidentiality

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[Name]

[Position]

[Address]

[Telephone]

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Executed at Oakland, California this 24th day of September, 2004.

Elizabeth R. Y. Kientzle

Consultant

672 Jean Street, Oakland, California 94610

(510) 597-0771

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Executed at Uking Coolifornia this 23 day of Statenber 2004.

[Name] Scott Cratty
[Position] vice president

MURANY and Cratty, LLC
[Address] 725 Vichy Hils Onive, Ukiub, CA 45482
[Telephone] 707-462-7377

## Federal Communications Commission

DA 04-2603

## APPENDIX B

## Acknowledgment of Confidentiality

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Executed at Carol Stroam, 14 this aff day of September, 2004

[Name] Patrick L. Phipps
[Position] Consultant, QSI Consulting, 191.

[Address] 2117 5 College Springfield, 12 62704 [Telephone] 217-527-2647

## **Acknowledgment of Confidentiality**

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Executed at Austin, Texas this 23rd day of September, 2004.

Michael Starkey

Consultant, QSI Consulting, Inc.

243 Dardenne Farms Drive, St. Charles, MO 63304 636.272.4127

Mile Starter

## Acknowled2ment of Confidentiality

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Executed at 550 Sunset Lakes Blvd. SW this 24th day of September, 2004.

Sidney L Morrison

Chief Engineer

550 Sunset Lakes Blvd. SW Sunset Beach, NC 28468-4900

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Executed at Liberton, DC

[Position]

[Address] [Telephone] 3 19th Sheet, NW DC 20036

202.736-6489

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Executed at Warmeron ) C this 27 day of See- ,2004

[Name] Zichara S. WHITT [Position] VICE PRESIDENT

Me!

[Address] (13 (4 - 57 )000 [Telephone] 202 (87 3845

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[Name] Jane O. webbe [Position] Seni consulant, OST Contuiting

[Address] 4515 Bor Creek Come, According The 60564 [Telephone] 630.904. 7876